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PATENT
ATTORNEY DOCKET NO. 19100-021

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Thaddeus P. Dryja et al.
Serial No.:
Filed : Herewith
Title : DIAGNOSIS OF RETINOBLASTOMA

Art Unit:
Examiner:



Box PATENT APPLICATION

Commissioner of Patents and Trademarks
Washington, DC 20231

REQUEST FOR FILING DIVISIONAL APPLICATION

This is a request for filing a divisional application under 37 C.F.R. 1.53(b), of pending prior application Serial No. 08/255,572, filed on June 8, 1994 by Thaddeus P. Dryja, Stephen Friend, and David W. Yandell for DIAGNOSIS OF RETINOBLASTOMA.

1. Enclosed is a true copy of the above identified prior application. The true copy of the prior application is as follows: 44 pages of specification; 5 pages of claims; one page of abstract; and 18 informal sheets of drawings.

Express Mail No.: EJ695382670US

Date of Deposit: 8/31/99. I hereby certify under 37 C.F.R. § 1.10 that this correspondence is being deposited with the United States Postal Services as "Express Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231

By: *Eric J. Roberts*

2. The original claims in the prior application are claims 1-21. The filing fee, based on the original claims in the prior application, is calculated below:

CLAIMS AS FILED				
	Number Filed	Number Extra	Rate	Basic Fee
				\$760
Total Claims	22 - 20 =	2 x	\$ 18 =	36
Independent Claims	13 - 3 =	10 x	\$ 78 =	780
Multiple Dependent Claims	1		\$260 =	260
Total Filing Fee			=	\$1,836

2. A copy of the "Revocation and Substitution of Power of Attorney by Assignee Under 37 CFR §§ 3.71 and 3.73" which was filed on August 6, 1999 in the prior application is enclosed.

3. Enclosed are 18 sheets of informal drawings for use in this application.

4. Please amend the specification by inserting before the first line the sentence:

✓ This is a divisional of copending application Serial No. 08/255,572, filed June 8, 1994, which is a continuation of Serial No. 07/951,342, filed September 25, 1992, now abandoned, which is a continuation of application Serial No. 07/728,756 filed July 8, 1991 now abandoned, which is a continuation of application Serial No. 07/300,667 filed January 23, 1989 now abandoned; which is a continuation in part of U.S. Serial No. 07/146,525 filed January 21, 1988; which is a continuation in part of U.S. Serial No. 06/895,163 filed August 11, 1986. ✓

5. With respect to the prior application from which this application claims benefit under 35 U.S.C. 120, the inventors named in this application are the same as those named in the prior application.

6. The prior application is assigned of record to Massachusetts Eye and Ear Infirmary, a Massachusetts corporation having a place of business at Boston, Massachusetts, by virtue of an assignment submitted to the Patent and Trademark Office for recording on April 24, 1989 at Reel 5081, Frame 0968 and 0969; and is assigned of record to Whitehead Institute, a

Delaware corporation having a place of business at Cambridge, Massachusetts, by virtue of an assignment submitted to the Patent and Trademark Office for recording on April 24, 1989 at Reel 5081, Frame 0970.

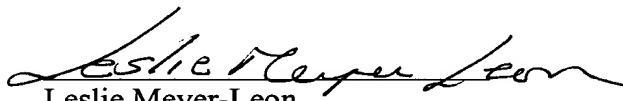
7. Enclosed is a check in the amount of the filing fee of \$1,836.00.

8. The Commissioner is hereby authorized to charge any fees which may be required by this paper, or credit any overpayment, to Deposit Account No. 50-0311, Ref. No. 19100-021. A duplicate copy of this sheet is enclosed.

9. The power of attorney in the prior application is to Leslie Meyer-Leon, Reg. No. 37,381. Address all future communications to Leslie Meyer-Leon at Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C., One Financial Center, Boston, Massachusetts 02111 (direct telephone number 617-348-4432).

Respectfully submitted,

Date: Aug 31, 1999


Leslie Meyer-Leon
Reg. No. 37,381

MINTZ, LEVIN, COHN, FERRIS, GLOVSKY
and POPEO P.C.
One Financial Center
Boston, MA 02111
Telephone: 617/542-6000
Facsimile: 617/542-2241

TRADOCS: 1214422.1 (q11y01!.doc)

Serial No. 08/255,572 File No. 19100-020 By: IML

Title: Diagnosis of retinoblastoma

Application of Dryja, et al. Date: 06/08/94

The U.S. PTO Mail Room acknowledges receipt of the following on the date stamped hereon:

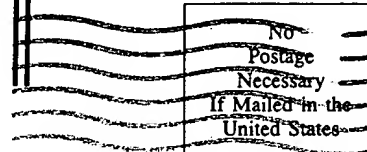
<input type="checkbox"/> Req. for CPA under 37 CFR 1.53(d)	<input type="checkbox"/> Provisional Application Cover Sheet
<input type="checkbox"/> Change of Attorney's Address	<input type="checkbox"/> Inf. Discl. Statement, PTO Form 1448
<input type="checkbox"/> New Power of Attorney	<input type="checkbox"/> References Cited
<input type="checkbox"/> Patent Application	<input type="checkbox"/> Copy of Notice to File Missing Page
<input type="checkbox"/> Non-provisional <input type="checkbox"/> Provisional	<input type="checkbox"/> Amendment/Response
Incl. _____ pages, (_____ pgs) Specification,	<input type="checkbox"/> Petition for Ext. of Time (x2)
(_____ pgs) Abstract, (_____ pgs) Claims (_____ # claims)	<input type="checkbox"/> Issue Fee Transmittal
<input type="checkbox"/> Design Patent Application	<input type="checkbox"/> Letter to Official Draftsperson
<input type="checkbox"/> Declaration(s)	<input type="checkbox"/> Notice of Appeal
<input type="checkbox"/> Drawings _____ sheet(s) (FIGS. _____)	<input type="checkbox"/> Brief (x3)
<input type="checkbox"/> Formal <input type="checkbox"/> Informal	<input checked="" type="checkbox"/> Check for \$ _____ Check # _____
<input type="checkbox"/> Verified Statement claiming small entity status	<input checked="" type="checkbox"/> Transmittal Letter (x2)
<input type="checkbox"/> Assignment and Cover Sheet	<input checked="" type="checkbox"/> Cert. of Mailing under 37 CFR 1.8(a)
	<input type="checkbox"/> Express Mail Label No. _____

☒ Other Revocation and Substitution of Power of Attorney by Assignees (executed) (2 pgs)

DATE MAILED 08/06/99

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